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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
Oliver BECK, *et al.*

Serial No.: 09/121,702

Filed: July 24, 1998

For: HEATING OR AIR CONDITIONING  
SYSTEM FOR A MOTOR VEHICLE

Group Art Unit: 3743

Examiner: J. Ford

Attorney Docket No.: 16906/183

TC 3700 MAIL ROOM

AUG 17 2001

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Assistant Commissioner for Patents  
Washington, D.C. 20231

Request for Reconsideration under 37 CFR § 1.116

Sir:

In reply to the Office Action dated April 11, 2001, please consider the following Remarks together with the Declaration under 37 CFR § 1.132 submitted together with this response. A petition for extension of time and requisite fee accompany this response.

**REMARKS**

Claims 1, 4-7, 9, and 11-17 remain pending for which applicants respectfully seek reconsideration. Claims 15-17 stand as withdrawn from consideration in response to an election requirement.<sup>1</sup> Entry is requested for the Declaration under 37 CFR § 1.132 of Hans Kampf, which is submitted in response to the rejection under 35 U.S.C. § 112, first paragraph, which was made for the first time in the presently outstanding Office Action. Therefore, this Declaration could not reasonably have been presented earlier.

The outstanding Office Action contains the following grounds of rejection: (1) the rejection of -pending claims 1 and 7 under Section 103(a) over JP 58-136813 (hereinafter

<sup>1</sup> It is noted that Applicants erroneously identified claims 16 and 17 as being directed to the subject matter of non-elected claim 15. Actually, claims 16 and 17 are directed to the elected subject matter, depending from claim 1 and claim 13, respectively. Consideration of these claims with the elected claims is respectfully requested.